30 DEC 2005

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In re Application of PARISI et al

U.S. Application No.: 10/540,098

PCT Application No.: PCT/EP03/12948

Int. Filing Date: 19 November 2003 : DECISION

Priority Date Claimed: 19 December 2002

Attorney Docket No.: 16111US

For: PROCESS FOR MANUFACTURING

RETROREFLECTIVE PRINTED

MATERIAL

This is in response to applicant's "Petition Under 37 CFR 1.181 and Request for Corrected Filing Receipt" filed 27 December 2005.

BACKGROUND

On 19 November 2003, applicant filed international application PCT/EP03/12948, which claimed priority of an earlier European Patent Office application filed 19 December 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 08 July 2004. The thirty-month period for paying the basic national fee in the United States expired on 20 June 2005 (19 June 2005 was a Sunday)..

On 20 June 2005, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

On 27 December 2005, applicant filed the present petition under 37 CFR 1.181.

DISCUSSION

The petition states that a substitute specification containing a replacement set of claims was filed on 20 June 2005, and that the issued filing receipt did not reflect entry of the replacement set of claims. A review of the 20 June 2005 submission reveals that the purported

Application Number: 10/540,098

claim amendments were not in compliance with 37 CFR 1.121(c). Thus, correction of the filing receipt is not indicated in the present situation.

CONCLUSION

For the reasons above, the petition under 37 CFR 1.181 is <u>DISMISSED</u> without prejudice.

If reconsideration on the merits of the petition is desired, a proper response must be filed within TWO (2) MONTHS from the mail date of this decision. Any reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.181".

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

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